



House of Representatives

File No. 820

General Assembly

January Session, 2011

(Reprint of File No. 189)

House Bill No. 6455
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 19, 2011

AN ACT REPEALING CERTAIN STATUTES RELATED TO THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT.

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 4d-30 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2011*):

3 As used in this section and sections 4d-31 to 4d-44, inclusive:

4 (1) "Contract" means a contract for state agency information system
5 or telecommunication system facilities, equipment or services, which is
6 awarded pursuant to this chapter or subsection (e) of section 1-205,
7 subsection (c) of section 1-211, subsection (b) of section 1-212, section 4-
8 5, subsection (a) of section 10a-151b, or subsection (a) of section 19a-
9 110. [or subsection (b) of section 32-6i.]

10 (2) "Contractor" means a business entity or individual who is
11 awarded a contract or an amendment to a contract.

12 (3) "Subcontractor" means a subcontractor of a contractor for work
13 under a contract or an amendment to a contract.

14 Sec. 2. Section 4d-47 of the general statutes is repealed and the
15 following is substituted in lieu thereof (*Effective July 1, 2011*):

16 With respect to any state employee whose position is eliminated or
17 who is laid off as a result of any contract or amendment to a contract
18 which is subject to the provisions of this chapter and subsection (e) of
19 section 1-205, subsection (c) of section 1-211, subsection (b) of section
20 1-212, section 4-5, 4a-50, 4a-51, subsection (b) of section 4a-57,
21 subsection (a) of section 10a-151b, or subsection (a) of section 19a-110,
22 [or subsection (b) of section 32-6i,] or any subcontract for work under
23 such contract or amendment, (1) the contractor shall hire the employee,
24 upon application by the employee, unless the employee is hired by a
25 subcontractor of the contractor, or (2) the employee may transfer to
26 any vacant position in state service for which such employee is
27 qualified, to the extent allowed under the provisions of existing
28 collectively bargained agreements and the general statutes. If the
29 contractor or any such subcontractor hires any such state employee
30 and does not provide the employee with fringe benefits which are
31 equivalent to, or greater than, the fringe benefits that the employee
32 would have received in state service, the state shall, for two years after
33 the employee terminates from state service, provide to the employee
34 either (A) the same benefits that such employee received from the
35 state, or (B) compensation in an amount which represents the
36 difference in the value of the fringe benefits that such employee
37 received when in state service and the fringe benefits that such
38 employee receives from the contractor or subcontractor.

39 Sec. 3. Section 4d-48 of the general statutes is repealed and the
40 following is substituted in lieu thereof (*Effective July 1, 2011*):

41 No contract or subcontract for state agency information system or
42 telecommunication system facilities, equipment or services may be
43 awarded to any business entity or individual pursuant to this chapter
44 or subsection (e) of section 1-205, subsection (c) of section 1-211,
45 subsection (b) of section 1-212, section 4-5, subsection (a) of section
46 10a-151b, or subsection (a) of section 19a-110 [or subsection (b) of

47 section 32-6i] if such business entity or individual previously had a
 48 contract with the state or a state agency to provide information system
 49 or telecommunication system facilities, equipment or services and such
 50 prior contract was finally terminated by the state or a state agency
 51 within the previous five years for the reason that such business entity
 52 or individual failed to perform or otherwise breached a material
 53 obligation of the contract related to information system or
 54 telecommunication system facilities, equipment or services. If the
 55 termination of any such previous contract is contested in an arbitration
 56 or judicial proceeding, the termination shall not be final until the
 57 conclusion of such arbitration or judicial proceeding. If the fact-finder
 58 determines, or a settlement stipulates, that the contractor failed to
 59 perform or otherwise breached a material obligation of the contract
 60 related to information system or telecommunication system facilities,
 61 equipment or services, any award of a contract pursuant to said
 62 chapter or sections during the pendency of such arbitration or
 63 proceeding shall be rescinded and the bar provided in this section shall
 64 apply to such business entity or individual.

65 Sec. 4. Section 32-4e of the general statutes is repealed and the
 66 following is substituted in lieu thereof (*Effective July 1, 2011*):

67 As used in [sections 32-4f to 32-4h, inclusive] section 32-4h,
 68 "economic cluster" means a grouping of industries linked together
 69 through customer, supplier or other relationships.

70 Sec. 5. Subdivision (29) of subsection (a) of section 2c-2b, sections 32-
 71 1f, 32-1g, 32-1n, 32-4b, 32-4f, 32-6i, 32-96, 32-290 and 32-291 of the
 72 general statutes are repealed. (*Effective July 1, 2011*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2011</i>	4d-30
Sec. 2	<i>July 1, 2011</i>	4d-47
Sec. 3	<i>July 1, 2011</i>	4d-48
Sec. 4	<i>July 1, 2011</i>	32-4e

Sec. 5	<i>July 1, 2011</i>	Repealer section
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The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

This bill, which repeals obsolete and redundant sections of the Department of Economic and Community Development statutes, has no fiscal impact.

House "A" repeals the Small Business Advisory Council. There is no fiscal impact as this Council is defunct.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**HB 6455 (as amended by House "A")******AN ACT REPEALING CERTAIN STATUTES RELATED TO THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT.*****SUMMARY:**

This bill repeals the State Economic Development Advisory Board, the Connecticut Economic Conference Board, the Small Business Advisory Council, and the Connecticut Economic Information Steering Committee, which are defunct. With respect to the Small Business Advisory Council, the bill repeals the section establishing it and designating its members, but not those sections specifying its powers and duties (CGS §§ 32-97-100).

It also repeals obsolete, redundant, and duplicative statutes.

*House Amendment "A" adds the Small Business Advisory Council to the list of boards and councils the bill repeals.

EFFECTIVE DATE: July 1, 2011

BACKGROUND***Related Law***

Current law authorizes the Small Business Advisory Council, which the bill repeals, and the Small Business Advisory Board, which was authorized under PA 10-145.

Among other things, the act requires the Department of Economic and Community Development commissioner to appoint and convene a Small Business Advisory Board to advise the department about the resources available to small businesses. At a minimum, the board must include seven members: the DECD commissioner and representatives

of a manufacturing association, a business association, a chamber of commerce, an economic development entity, the Connecticut Economic Resource Center, and the Connecticut Center for Advanced Technology, Inc. The board members each serve five-year terms. They must meet at least annually.

COMMITTEE ACTION

Commerce Committee

Joint Favorable

Yea 17 Nay 0 (03/08/2011)